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IN THE

Supreme Court of the United States

OCTOBER TERM, 1980

FIRST EMPIRE BANK-NEW YORK (by its successor-in-interest MANUFACTURERS & TRADERS TRUST CO. of Buffalo, New York, a New York banking corporation) and SOCIETE GENERALE, a French banking corporation,

Petitioners,

v.

FEDERAL DEPOSIT INSURANCE CORPORATION and FEDERAL DEPOSIT INSURANCE CORPORATION as RECEIVER OF UNITED STATES NATIONAL BANK.

PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

SUBMISSION PURSUANT TO RULE 28.1

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First Empire Bank-New York, by its successor-in-interest Manufacturers & Traders Trust Co., and Societe Generale submit the following lists in response to Rule 28.1 of the Rules of the Supreme Court of the United States.

I

FIRST EMPIRE BANK-NEW YORK

Parent

First Empire State Corporation[1]

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[1]First Empire State Corporation ("FESC") is a New York corporation registered under the Bank Holding Company Act and under Article 3A of the New York Banking Law.

Successor-In-Interest

Manufacturers & Traders Trust Co. (Buffalo, New York)[2]

Affiliates[3]

Apphill Realty Corp.
EJK Management Corp.
First Empire Reality Credit Corp.
The First National Bank of Highland (Highland, New York)
13 Tams, Inc.

Subsidiaries[3]

100 Properties, Inc.
200 Properties, Inc.
400 Properties, Inc.
First Empire Overseas Corporation
M&T Bank International N.V.
M&T Capital Corporation
M&T Development Company, Ltd.
M&T Discount Corporation
M&T Financial Services, Ltd.

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[2]First Empire Bank-New York ("FEB") was wholly owned by FESC. It was a New York bank until December 31, 1975, when, with the advent of statewide banking in New York, FESC caused FEB to be merged into its larger affiliate, Manufacturers & Traders Trust Co. ("M&T").

[3]All affiliates and subsidiaries are wholly owned by either FESC or M&T. They are listed because as financial institutions they regularly deal with the investing public.

II

SOCIETE GENERALE[4]

FRENCH COMPANIES

Banks and Financial Institutions

Banque Centrale de Compensation
Banque de Polynesie
Banque de Reescompte et de Placement (Barep)
Banque Franco-Arabe d'Investissements Internationaux
Banque Franco-Roumaine
Banque Franco Yougoslave
Banque Gravereau
Banque Internationale de Placement (B.I.P.)
Banque Privee de Gestion Financiere et Fonciere (B.P.G.F.)
Credit Naval (C.M.A.F.)
Euro-Pacific Finance Corporation
Frab Bank International
Inter Europe Conseil (I.E.C.)
S.C.I. Etats-Unis
Sequanaise de Banque
Societe Anonyme de Credit a l'Industrie Francaise (Calif)
Societe Centrale de Banque
Societe de Banque de Bourgogne
Societe de Banque Midi-Pyrenees

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[4]There is no parent company of Societe Generale ("Sogen"). Except as noted hereinafter, this listing includes all subsidiaries and affiliates (including participations) in which Sogen's interest is deemed material by its accountants for reporting purposes, namely, book value of investment in included companies exceeds 1% of Sogen's "share capital" of 1,007,769,600 Fr (as at December 31, 1979). Excluded are subsidiary companies in which Sogen owns less than 10% of the capital stock. A small number of the listed companies are wholly owned subsidiaries of Sogen. They are included for the reason set forth in footnote 3, *supra*. All entities situated in North America are designated by an asterisk (*).

Societe de Banque du Nord
Societe de Banque de Normandie
Societe de Banque de Provence
Societe des Eaux de la region Grenobloise et d'Assainissement du Drac Inferieur (S.E.R.G.A.D.I.)
Societe Financiere de Valeurs Industrielles et de Valeurs de Banque (Valorind)
Societe Generale Alsacienne de Banque (Sogenal)
Societe Generale de Banque aux Antilles
Societe Generale de Garantie pour les PME (Sogega PME)
Umac-Vie
Union Financiere du Nord et de l'Est (Uniforest)
Union Mediterraneenne de Banque

Portfolio Companies

E.D.E.P.
Omnium Parisien de Gestion et de Participation (Opagep)
Societe Generale de Valeurs Mobilieres (Sogevalmob)

Property Leasing

Societe d'Investissements Fonciers et de Participations
Societe Generale pour le Developpement des Operations de Credit-Bail Immobilier (Sogebail)
Societe Generale de le Financement Immobilier par Credit-Bail (Sogefim)
Societe Immobiliere de Construction Hoteliere (Sicotel)
Sogecomi

Finance of Investions

Societe Generale pour le Financement de l'Innovation (Soginnove)

Equipment Leasing

Caisse Interprofessionnelle de Credit pour l'Equipement (Procredit)

Compagnie Financiere pour l'Industrie Chimique (Cofic)
Societe Financiere pour le Credit-Bail (Sofinabail)
Societe Generale de Material en Location "G.M.L."
Sofinauto
Sogemer
Union Francaise pair l'Equipement Agricole (UFEA)

Export Promotion

Societe Francaise de Vente et de Financement de Materiels Terrestres et Maritimes (Sofrantem)

Software Companies

C.C.M.C. Informatique de Gestion
Generale de Service Informatique (G.S.1.)
Societe Anonyme de Financement et de Gestion d'Entreprises Informatiques (Safig)
Societe Generale de Service et de Gestion (S.G.2)

Rental of Capital Equipment

Air-Bail
Compagnie Francaise des Techniques de Gestion (Cofranteg)
Oxygaz
Oxyfos
Societe Francaise de Commerce et Financement (Sofracof)
Societe Financiere des Materiels des Acieries d'Anzin (Sofimac)
Societe Immobiliere des Acieries d'Anzin (Simac)
Uta Transports
Utavion

Sundry Finance Companies

Societe des Grands Parkings Reunis (Sograparc)
Societe des Parcs Publics du Midi (S.P.P.M.)
Societe Industrielle de Vergeze

Export Promotion Companies

Agrifran
Equipaliment
Hotelexport
Minequip
Societe Generale d'Affacturage (Sogefactoring)
Societe Generale d'Exportation (Sogexport)
Societe Generale pour le Commerce Exterieur (Sogexter)
Sofrecope
Sogepec

Property Development Company

Odiprom SA
Sogecob
Societe Generale de Promotion et de Financement Immobilier (Sogeprom)

Financial Management

Societe de Controle et de Gestion Financiere (Socogefi)

Industrial Leasing

Compagnie Industrielle de Pont-de-Claix (C.I.P.C.)
Societe pour le Developpement des Papiers Domestiques (Sodepadom)
Societe pour le Financement des Laminoirs de Strasbourg (Sofilam)
Sofisucre
Sogen Avis

Property Subsidiaries (Operating)

Compagnie Fonciere de la Mediterranee (C.F.M.)
Compagnie Immobiliere de la Societe Generale au Maroc
Exploitation Theatrale et Artistique
Hotel de l'Univers a Tours
Societe de la Rue Edouard VII
Societe de l'univers et du Portugal

Societe des Terrains et Immeubles Parisiens
Societe Immobiliere de la Garenne-Bezons
Societe Immobiliere de Montgeron
Societe Nouvelle Noailles Immobiliere

Mutual Bond Funds (SICAVs) and Employee Profit Sharing Companies

SICAVS

Convertimmo
Intercroissance
Interoblig
Interselection France
Sogepargne
Sogevar
Soginco
Soginter

Employee Profit Sharing Companies

Geneplan
Societe Generale de Gestion de Fonds Communs de Placement (Sogeplan)

Property Investment Companies

Genepierre
Sogepierre
Sogepierre 2

Sundry Service and Financing Companies

Institut de Developpment Industriel (IDI)
Societe Interprofessionnelle pour la Compensation des Valeurs Mobilieres (Sicovam)
Sogegarde
Sogeservice

Energy Advisory Companies and Groups

Finerg
Generco
Technerg

FOREIGN COMPANIES

Banks and Financial Institutions

Arrendadora Internacional S.A. Mexico*
Aryaleasing, Iran
Asia Fund Management
Banco Bradesco de Investimento Brazil
Banco Supervielle Societe Generale
Bank Al Ahli Al Omani
Banque de Tunisie
Banque Europeenne de Credit (B.E.C.)
Banque Europeenne pour l'Amerique Latine (B.E.A.L.)
Central European International Bank, Hungary
Companie Mexicana de Leasing International
EURAMCOR USA*
EURAMTRUST USA*
European-American Bancorp Inc.*
European-American Bank and Trust Co.*
European-American Banking Corp.*
European Arab Holding
European Asian Bank
European Banking Company Ltd.
Euro-Pacific Finance Corp. Ltd. Australia
Frab Holding
Hudson Securities, Inc.*
Intersoge S.A.
Investima Morocco
Iran Overseas Investment Bank Ltd.
Korean French Banking Corporation (Sogeko)
National Societe Generale Bank S.A.E.
Societe Financiere Franco-Neerlandaise

Societe Financiere Pour le Moyen-Orient (Sofimo)
Societe Franco-Autrichienne de Cooperation Industrielle (Faci)
SocGen Lease Ltd.
Societe d'Investissement Irano-Francaise (Cominif)
Societe Generale Bank Ltd.
Societe Generale Bank Nigeria Ltd.
Societe Generale de Banques au Cameroun
Societe Generale de Banques en Cote D'Ivoire
Societe Generale de Banque en Espagne (Sogebanque)
Societe Generale de Banques au Sengal
Societe Generale de Financement et de Participations en Cote D'Ivoire (Sogefinance)
Societe Generale Libano Europeene de Banque
Societe Generale Marocaine de Banques
Societe Generale S.A. (Canada), Inc.*
Societe Internationale de Participations et de Gestion
Societe Mauritanienne de Banque
Societe pour les Financements Internationaux S.A.
Sogecofi, Spain
Sogefibail CI (Ivory Coast)
Sogeleasing Industrial S.A.
Sogelease International Leasing S.A.
Surzur Overseas Ltd.
The Sudanese Investment Bank
United Arab Bank
Union Bancaire en Afrique Centrale
Union Congolaise de Banques
Union Mediterraneene de Banques

Industrial Leasing

Soframar

EUROPEAN BANKS INTERNATIONAL (EBIC)[5]

Amsterdam Rotterdam Bank N.V.
Banca Commerciale Italiana
Creditanstalt-Bankverein
Deutsche Bank Aktien-gesellschaft
Midland Bank Limited
Societe Generale de Banque S.A.

April 8, 1981

Respectfully submitted,

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[5]Sogen is a partner with the listed banks in a joint venture known as EBIC.